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12
13 **UNITED STATES DISTRICT COURT**
14 **DISTRICT OF NEVADA**

15 MARGUERITE BRATHWAITE, M.D., an
individual,

16
17 Plaintiff,

18 v.

19 SOUTHWEST MEDICAL ASSOCIATES,
INC., an active Nevada domestic Corporation;
20 DOES 1-10 and ROE ENTITIES 1-10,
inclusive.

21
22 Defendants.

Case No.: 2:22-cv-00729-JCM-NJK

**STIPULATION TO EXTEND
DEADLINE FOR PLAINTIFF TO
FILE RESPONSES TO
DEFENDANT'S MOTION TO
ENFORCE SETTLEMENT
AGREEMENT [ECF NO. 44] AND
MOTION FOR AN EVIDENTIARY
HEARING [ECF NO. 45]
AND FOR DEFENDANT TO FILE
REPLIES IN SUPPORT OF ITS
MOTIONS [ECF NOS. 44 AND 45]**

First Request

24 IT IS HEREBY STIPULATED by and between Plaintiff Marguerite Brathwaite, M.D.,
25 ("Plaintiff"), through her counsel F. TRAVIS BUCHANAN, ESQ., of the law firm F. TRAVIS
26 BUCHANAN, ESQ., & ASSOCIATES, PLLC., and RODNEY S. DIGGS, of the law firm IVIE
27 McNEILL WYATT PURCELL & DIGGS, and SOUTHWEST MEDICAL ASSOCIATES, INC.,
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1 (“Defendant”) through its counsel JACKSON LEWIS P.C., that Plaintiff shall have an extension, up
2 to and including Wednesday, July 19, 2023, in which to file responses to Defendant’s Motion to
3 Enforce Settlement Agreement (ECF No. 44), and Motion for an Evidentiary Hearing (ECF No. 45);
4 and that Defendant shall have up to and including August 2, 2023, to file any replies in support of
5 Defendant’s Motions (ECF Nos. 44 and 45) to Plaintiff’s responses. This Stipulation is submitted
6 and based upon the following:

8 1. Plaintiff’s response to Defendant’s Motion to Enforce Settlement Agreement (ECF
9 No. 44) is currently due on July 12, 2023.

10 2. Plaintiff’s response to Defendant’s Motion for an Evidentiary Hearing (ECF No. 45)
11 is also currently due on July 12, 2023.

12 3. Due to Plaintiff’s counsel F. Travis Buchanan, Esq., having been out of town
13 for pre-planned holiday travel between July 1, 2023, and July 9, 2023 (shortly after Defendant filed
14 the underlying Motions), and Plaintiff’s counsel Rodney S. Diggs, having been out of the country
15 for pre-planned travel between June 27, 2023, and July 5, 2023 (shortly before Defendant filed the
16 underlying Motions), and the due dates for responses falling 14 days thereafter. Plaintiff’s counsel
17 needs additional time to draft, edit, review and finalize their responses to Defendant’s Motions, and
18 Defendant’s Counsel has agreed to the extension.

19 4. LR 7-2 requires that any reply must be filed within 7 days after service of a response
20 to a motion. Anticipating that Plaintiff will file responses to Defendant’s Motions on July 19, 2023,
21 Defendant’s replies would be due on July 26, 2023. However, Defense Counsel will be out of the
22 office for a pre-planned event from July 21, 2023 through July 24, 2023, and will need additional
23 time to prepare and file replies in support of its Motions. Thus, Defendant has requested to extend
24 the deadline for replies for one week to August 2, 2023, and Plaintiff has agreed to the extension.

25 5. This is the first request for an extension of time for Plaintiff to file a response to
26
27
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Defendant's recently filed Motions.

6. This is the first request for an extension of time for Defendant to file replies in support of its Motions after the anticipated filing of Plaintiff's oppositions on July 19..

7. This request is made in good faith and not for the purpose of delay.

8. Nothing in this Stipulation, or the fact of entering the same, shall have the effect of or be construed as waiving any claim or defense held by any party hereto.

DATED this **12th** day of July, 2023

F. TRAVIS BUCHANAN, ESQ., & ASSOC., JACKSON LEWIS P.C.
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/s/ F. Travis Buchanan

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*Attorneys for Plaintiff
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ORDER

IT IS SO ORDERED:



United States ~~District Court~~/Magistrate Judge

Dated: July 13, 2023